

## FACSIMILE COVER SHEET

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June 2, 2004

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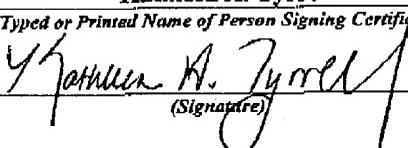
**OFFICIAL****TO:** Examiner Blanchard (TC1600)**GROUP:** 1642**FAX NUMBER:** 703-872-9307**ATTORNEY DOCKET NO.:** DEX-0230**SERIAL NO.:** 09/940,227**FILED:** August 27, 2004**NUMBER OF PAGES:** 13**MESSAGE:** Attached please find Amendment Transmittal Letter; Reply under 37 C.F.R. §1.116 mailed March 2, 2004; and Certificate of Transmission by Facsimile.**Kathleen A. Tyrrell, Registration No. 38,350****URGENT! PLEASE DELIVER IMMEDIATELY UPON RECEIPT. THANK YOU!**

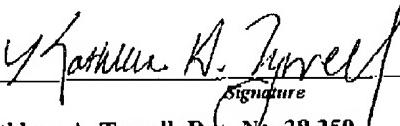
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<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b>			Docket No. DEX-0230
Applicant(s): Chen et al.			
Serial No. 09/940,227	Filing Date August 27, 2001	Examiner Blanchard, David J.	Group Art Unit 1642
Invention: Compositions and Methods Relating to Lung Specific Genes			
<p>I hereby certify that this <u>Reply under 37 C.F.R. 1.116</u> <i>(Identify type of correspondence)</i> is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9307</u>) on <u>June 2, 2004</u> <i>(Date)</i></p> <p style="text-align: center;"><u>Kathleen A. Tyrrell</u> <i>(Typed or Printed Name of Person Signing Certificate)</i>  <i>(Signature)</i></p>			
<p>Note: Each paper must have its own certificate of mailing.</p>			

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>				Docket No. DEX-0230				
Applicant(s): Chen et al.								
Serial No.	Filing Date	Examiner		Group Art Unit				
09/940,227	August 27, 2001	Blanchard, David J.		1642				
Invention: Compositions and Methods Relating to Lung Specific Genes								
<b><u>TO THE COMMISSIONER FOR PATENTS:</u></b>								
Transmitted herewith is an amendment in the above-identified application.								
The fee has been calculated and is transmitted as shown below.								
<b>CLAIMS AS AMENDED</b>								
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE			
TOTAL CLAIMS	8 -	20 =	0	x \$18.00	\$0.00			
INDEP. CLAIMS	2 -	3 =	0	x \$86.00	\$0.00			
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00			
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00			
<p><input checked="" type="checkbox"/> No additional fee is required for amendment.</p> <p><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____</p> <p><input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>50-1619</b></p> <p><input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.</p> <p><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.</p>								
 <i>Kathleen A. Tyrrell</i> <small>Signature</small> Kathleen A. Tyrrell, Reg. No. 38,350								
<p>Dated: June 2, 2004</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 5px;">I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37C.F.R. 1.8 and is addressed to the for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</td> </tr> <tr> <td style="padding: 5px; text-align: center;"><i>Signature of Person Mailing Correspondence</i></td> </tr> <tr> <td style="padding: 5px; text-align: center;"><i>Typed or Printed Name of Person Mailing Correspondence</i></td> </tr> </table>						I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37C.F.R. 1.8 and is addressed to the for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	<i>Signature of Person Mailing Correspondence</i>	<i>Typed or Printed Name of Person Mailing Correspondence</i>
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RESPONSE UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1642

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: DEX-0230

Inventors: Chen et al.

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Serial No.: 09/940,227

JUN 02 2004

Filing Date: August 27, 2001

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Examiner: Blanchard, David J.

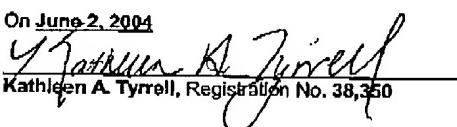
Group Art Unit: 1642

Title: Compositions and Methods Relating to  
Lung Specific Genes

Certificate of Facsimile Transmission

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On June 2, 2004

  
Kathleen A. Tyrrell, Registration No. 38,350

Mail Stop  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Reply under 37 C.F.R. 1.116

This is a reply to the Final Rejection mailed March 2, 2004 setting a three (3) month statutory period for response. Please enter the following amendments and remarks into the record.

Amendments to the claims are reflected in the listing of

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Inventors: Chen et al.  
Serial No.: 09/940,227  
Filing Date: August 27, 2001  
Page 2

claims which begins on page 3 of this paper.

Remarks begin on page 5.